

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 29, 1959
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Bechtol, Palmer, White, Mayor Miller
Absent: Councilman Perry

Present also: W. Terrell Blodgett, Acting City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police.

Invocation was delivered by FATHER DONALD McLEASH, Chaplain, Seton Hospital.

Councilman Palmer moved that the Minutes of the meeting of October 22, 1959, and of the Special Meetings of October 26 and October 27, 1959, be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

MR. GEORGE C. RIGGIN appeared before the Council to express commendation to the Council for the Solicitation Ordinance, and to recognize the Board comprised of MR. R. V. MILLER, MRS. E. T. MORRIS, and MESSRS. GEORGE HALDEN, DON HOWARD and FRANK WALLING; the City Manager's Office, generally, for its basic and varied duties in administering the ordinance; Assistant City Manager TERRELL BLODGETT, who ably serves as secretary to the Board, and liason between the City and the Better Business Bureau; City Attorney DOREN ESKEW and his associates for their services in interpreting, answering questions about, and advising the Board on, provisions of the ordinance; and Chief of Police ROBERT MILES and Chief R. B. LAWS, of the Criminal Investigation Division, for their services in enforcing terms of the solicitation ordinance. Commendation was also expressed by MR. HOWARD BERGQUIST, MR. CHARLES BURTON, MR. APPERSON, MR. BILL DEASON, MR. GEORGE ATKINS, MR. HIRAM BROWN, MR. ED ST. JOHN, MR. KARL SLADEK, and others.

Regarding the Architects for the Library branch on Bowman Road, the Mayor stated that the Council had offered to let the Advisory Board of the Friends of

the Library pick the architects for the library, but the President had stated they wanted the Council to do that, and the architects had been selected and were getting everything worked out now. He stated Councilmen White and Palmer had been appointed to go over the plans with the librarian, Miss Rice, and with Mr. Pettway. MR. EDMUNDS TRAVIS, member of the Library Board, stated that the architects had come up with an excellent floor plan, but some details about the exterior should be worked out. The Mayor asked that the group get together some time this next week as this matter should move out and work should get started as soon as possible.

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 6.09 ACRES OF LAND SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL SURVEY NO. 18, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
 Noes: None
 Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Discussion was held on the refund contract for water and sanitary sewer mains in Southern Oaks, Section 3. The Mayor stated he wanted to discuss these refund contracts soon. After discussion, Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
 Noes: None
 Absent: Councilman Perry

The ordinance was read the second time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its third reading. The motion,

seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OR TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The ordinance was read the second time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the west side of Airport Boulevard as a private gasoline plant consisting of a 10,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by Austin Baking Company, and is the northwest 12.89 acre unplatted tract out of the R. J. Long 22 acre tract, of the City of Austin, Travis County, Texas, and hereby authorized the said Austin Baking Company to operate a private gasoline plant consisting of a 10,000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Austin Baking Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
October 29, 1959

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of the Austin Baking Company, by their agent, J. T. Coleman, Manager, for permission to operate a private gasoline plant consisting of a 10,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the west side of Airport Boulevard, which property is designated as the northwest 12.89 acre

unplatted tract out of the R. J. Long 22 acre tract, in the City of Austin, Travis County, Texas, and locally known as 5800 Airport Boulevard.

"This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "No Smoking" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
(Sgd) J. E. Eckert
Building Inspector"

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J. M. Odom is the Contractor for the addition to a building located at 708 San Antonio and desires a portion of the sidewalk and street space abutting the north 103 feet of Lot 5, Block 79, of the Original City of Austin, Travis County, Texas, during the addition to the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said J. M. Odom, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the center line of San Antonio Street to a point 8 feet east of the west curb line; thence in a northerly direction and parallel with the center line of San Antonio Street

approximately 55 feet to a point; thence in a westerly direction and at right angles to the center line of San Antonio Street to the east line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said J. M. Odom, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting systems for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than May 1, 1960.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000) which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southwest corner of the intersection of Wheless Lane and Briarcliff Boulevard which property fronts 200.00 feet on Wheless Lane and 238.95 feet on Briarcliff Boulevard, being known as Lot 1 of Resubdivision of Block B of Gaston Place in the City of Austin, Travis County, Texas, and hereby authorizes the said Continental Oil Company to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said Continental Oil Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"October 29, 1959

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of Continental Oil

Company for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the southwest corner of the intersection of Wheless Lane and Briarcliff Boulevard which property fronts 200.00 feet on Wheless Lane and 238.95 feet on Briarcliff Boulevard, being known as Lot 1 of Resubdivision of Block B of Gaston Place in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Continental Oil Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as General Retail Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Continental Oil Company be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which

plan bears the Department of Public Works file number 2 - H - 1680.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1680 and shall be of the premoulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works
(Sgd) J. C. Eckert by S.R.R.Jr.
Building Inspector"

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in SOUTH 5TH STREET, from Terrell Hill Drive southerly 1149 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SOUTH 5TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in BARTON SKYWAY, from South 5th Street westerly 457 feet, the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said BARTON SKYWAY.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in GARDEN VILLA LANE, from a point 210 feet north of Cardinal Lane northerly 1185 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said GARDEN VILLA LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in GARDEN VILLA COURT, from Garden Villa Lane easterly, southerly, and westerly 221 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said GARDEN VILLA COURT.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in NELRAY BOULEVARD, from a point 347 feet east of Lamar Boulevard easterly 148 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said NELRAY BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A gas main in EAST AVENUE, from a point 237 feet south of East 50th Street southerly 24 feet, the centerline of which gas main shall be 6.0 feet east of and parallel to the west property line of said EAST AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(7) A gas main in COMETA STREET, from a point 451 feet north of East 12th Street northerly 229 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said COMETA STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(8) A gas main in HAMMACK DRIVE, from a point 438 feet west of Guadalupe Street westerly 69 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said HAMMACK DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(9) A gas main in SOUTH LAMAR BOULEVARD, from a point 625 feet south of West Gibson Street southerly 195 feet, the centerline of which gas main shall be 12.0 feet east of and parallel to the west property line of said SOUTH LAMAR BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(10) A gas main in COLETO STREET, from a point 114 feet north of East 13th Street northerly 54 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said COLETO STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(11) A gas main in STILLWOOD LANE, from Steck Avenue to Rockwood Lane, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said STILLWOOD LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(12) A gas main in BRIARWOOD LANE, from Steck Avenue to Stillwood Lane, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BRIARWOOD LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(13) A gas main in BUELL AVENUE, from Stillwood Lane easterly 117 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said BUELL AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(14) A gas main in ROCKWOOD LANE, from Steck Avenue to Stillwood Lane, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said ROCKWOOD LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(15) A gas main in STOUT DRIVE, from Rockwood Lane northerly 190 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said STOUT DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(16) A gas main in STANWOOD DRIVE, from Rockwood Lane westerly 467 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said STANWOOD DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(17) A gas main in CHARLWOOD DRIVE, from Rockwood Lane westerly 487 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said CHARLWOOD DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(18) A gas main in SANDALWOOD COVE, from Steck Avenue northerly and westerly 417 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SANDALWOOD COVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(19) A gas main in VALLEYDALE DRIVE, from Steck Avenue northerly and westerly 180 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said VALLEYDALE DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(20) A gas main in PARKDALE DRIVE, from Steck Avenue northerly and westerly 180 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said PARKDALE DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(21) A gas main in FRANWOOD LANE, from Charlwood Drive to Stanwood Drive, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said FRANWOOD LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(22) A gas main in TREADWELL BOULEVARD, from Bullard Drive northerly 1312 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said TREADWELL BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(23) A gas main in SHOAL CREEK WEST DRIVE, from Treadwell Boulevard southerly 1153 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SHOAL CREEK WEST DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(24) A gas main in HUNT TRAIL, from Treadwell Boulevard to Terrace Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said HUNT TRAIL.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(25) A gas main in WEST TERRACE DRIVE, from Treadwell Boulevard to Terrace Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said WEST TERRACE DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(26) A gas main in BELFAST DRIVE, from a point 80 feet north of Braes Ridge Drive southerly 214 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BELFAST DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(27) A gas main in BRAES RIDGE DRIVE, from Belfast Drive to Nassau Drive, the centerline of which gas main shall be 2.5 feet south of and parallel to the north property line of said BRAES RIDGE DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(28) A gas main in NASSAU DRIVE, from a point 95 feet south of Braes Ridge Drive northerly 216 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the north property line of said NASSAU DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(29) A gas main in SUNNYVALE STREET, from Summit Street to Loma Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said SUNNYVALE STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(30) A gas main in LOMA DRIVE, from Sunnyvale Street to Lupine Lane, the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said LOMA DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(31) A gas main in LUPINE LANE, from Upland Drive to Loma Drive, the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said LUPINE LANE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(32) A gas main in FAIR OAKS DRIVE, from a point 240 feet east of Periwinkle Path to Buffalo Pass, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said FAIR OAKS DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(33) A gas main in PERIWINKLE PATH, from FAIR OAKS DRIVE northerly 133 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said PERIWINKLE PATH.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(34) A gas main in BUFFALO PASS, from Fair Oaks Drive southerly 175 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BUFFALO PASS.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(35) A gas main in HIGHLAND HILLS PARKWAY, from Highland Hills Terrace easterly 90 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said HIGHLAND HILLS PARKWAY.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(36) A gas main in HIGHLAND HILLS TERRACE, from Highland Hills Parkway northerly and easterly 733 feet, the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said HIGHLAND HILLS TERRACE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(37) A gas main in WEST 12TH STREET, from Meriden Lane westerly 457 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said WEST 12TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(38) A gas main in EILERS AVENUE, from a point 12 feet north of East 44th Street northerly 174 feet, the centerline of which gas main shall be 6.0 feet west of and parallel to the east property line of said EILERS AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(39) A gas main in REINLI STREET, from Cameron Road westerly 289 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said REINLI STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(40) A gas main in BANDERA ROAD, from Springdale Road easterly 1174 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said BANDERA ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(41) A gas main in OAK CLIFF DRIVE, from Springdale Road to Rhodes Road, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said OAK CLIFF DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(42) A gas main in RHODES ROAD, from Bandera Road northerly 402 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said RHODES ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(43) A gas main in MEANDER DRIVE, from Bandera Road southerly 128 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said MEANDER DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that

greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

The motion, seconded by Councilman Palmer, carried by the following vote:
 Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
 Noes: None
 Absent: Councilman Perry

The Assistant City Manager submitted the following:

"October 28, 1959

"W. T. Williams, Jr., City Manager

"Miscellaneous Storm Sewers
 Contract No. 59-D-22

"Following is a tabulation of the bids received at 10:00 A.M. Tuesday, October 27, 1959 for the construction of miscellaneous storm sewers in the following areas: Post Road Easement, Fairview Drive Easement, and East 10th Street Easement - Contract No. 59-D-22.

"Ed H. Page	\$10,482.60
Larson-Pugh, Inc.	11,245.97
Walter W. Schmidt	11,417.00
Capital Construction Co., Inc.	11,504.20
Fairey-Simons, Inc.	11,984.50
Karl Wagner, Inc.	15,860.05
"City's Estimate	\$12,430.00

"I recommend that Ed H. Page with his low bid of \$10,482.60 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
 Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 27, 1959,

for the construction of miscellaneous storm sewers in the following areas: Post Road Easement, Fairview Drive Easement, and East 10th Street Easement - Contract No. 59-D-22.

WHEREAS, the bid of Ed H. Page, in the sum of \$10,482.60 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works, of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ed H. Page, in the sum of \$10,482.60 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Ed H. Page.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

The Assistant City Manager submitted the following:

"October 28, 1959

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Mr. Williams:

"Bids were received until 2:00 P.M., Tuesday, October 27, 1959, at the Office of the Director of Water and Sewer Department, for the 54-inch water main in West 34th and West 35th Streets from the M.P. Railroad to Lamar Boulevard and along Lamar Boulevard from West 35th Street to West 38th Street. The bids were publicly opened and read in the Council Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>"FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Karl Wagner, Incorporated	\$364,426.13	175
Austin Engineering Company	376,170.81	150
Glade Construction Co., Ft. Worth, Texas	379,545.00	150
Bland Construction Company	387,135.00	180
Austin Bridge Company, Dallas, Texas	399,234.45	100
McKenzie Construction Co., San Antonio, Texas	429,907.45	150
Capital Construction Company	463,023.00	175
George Consolidated Company, Houston, Texas	509,561.10	140

"It is recommended that the contract be awarded to Karl Wagner, Incorporated on their low bid of \$364,426.13, with 175 working days.

Approved: (Sgd) Marvin G. Turner
The Marvin Turner Engineers

"Yours truly,
(Sgd) Victor R. Schmidt, Jr.
Superintendent, Water Distribution

Approved: W.T. Williams, Jr.
City Manager

(Sgd) Albert R. Davis
Director, Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 27, 1959, for the 54-inch water main in West 34th and West 35th Streets from the M.P. Railroad to Lamar Boulevard and along Lamar Boulevard from West 35th Street to West 38th Street.

WHEREAS, the bid of Karl Wagner, Incorporated, in the sum of \$364,426.13, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director, Water and Sewer Department, of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Karl Wagner, Incorporated, in the sum of \$364,426.13 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Karl Wagner, Incorporated.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The Assistant City Manager submitted the following:

"October 23, 1959

"W. T. Williams, Jr., City Manager Steel Transmission Towers

"Bids were received October 22, 1959, at 2:00 P.M. on two steel river crossing 69KV transmission towers for the transmission line from Holly Street Power Plant to Hi-Cross Substation. The bids are tabulated as follows:

<u>"BIDDER</u>	<u>BID PRICE-TWO TOWERS</u>	<u>DELIVERY</u>
Anchor Metals, Inc.	\$14,500.00	January, 1960
Flint Steel	17,165.00	12 to 14 weeks from termination of steel strike and/or resumption of mill operation.
Graybar	17,165.00	12 to 14 weeks from termination of steel strike and/or resumption of mill operation.
Muskogee	Bid arrival to late to open.	

"All Bidders quoted 1/2% - 1% discount for cash 10 days. Flint and Graybar quoted FOB Austin and Anchor quoted FOB trucks Hurst, Texas to tower sites.

"I recommend that we accept the lowest and best bid of Anchor Metals, Inc., for two steel river crossing 69KV transmission towers.

"D. C. Kinney, Director
Electric Utility

"APPROVED
W. T. Williams, Jr., City Manager"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 22, 1959, on two steel river crossing 69 KV transmission towers for the transmission line from Holly Street Power Plant to Hi-Cross Substation.

WHEREAS, the bid of Anchor Metals, Inc., in the sum of \$14,500.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director, Electric Utility, of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Anchor Metals, Inc., in the sum of \$14,500.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Anchor Metals, Inc.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the map or plat of Dyess Heights, a subdivision in the City of Austin, Travis County, Texas, a certain street, extending westerly from the west line of Georgian Drive to the west line of Dyess Heights, is designated as Dyess Street; and,

WHEREAS, said map or plat of said Dyess Heights is of record in Book 5, page 79, of the Plat Records of Travis County, Texas; and,

WHEREAS, the present owners of property abutting said street have requested that the name of such street, designated as Dyess Street, be changed to Wonsley Drive; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the street designated as Dyess Street and extending westerly from the west line of Georgian Drive to the west line of Dyess Heights, as same appears on the map or plat of Dyess Heights, of record in Book 5, page 79, Travis County Plat Records, be and the same is hereby changed to Wonsley Drive.

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to file or cause to be filed a certified copy of this Resolution in the Deed Records of Travis County, Texas.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE DETERMINING AND FIXING THE SCHEDULE
OF RATES TO BE CHARGED BY SOUTHWESTERN BELL
TELEPHONE COMPANY FOR EXCHANGE TELEPHONE SERVICE
IN THE CITY OF AUSTIN, TEXAS.

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer carried by the following vote:

Ayes: Councilman Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

The City Attorney stated the rates could not go into effect before November 9th.

MR. FRANK DENIUS, Attorney for Austin Transit, made a report on their bus service to Bergstrom Field, in that Mr. Malone, the Transportation Officer, and the Squadron Commander had met and worked out the matter on the basis that the City has jurisdiction of the bus company within the suburbs of Austin, and that would cover serving Bergstrom Field. The Mayor asked if it would mean taking in new territory, and it was stated it did not mean annexing any property.

Regarding the bid for steel river crossing 69 KV Transmission Towers, Councilman Bechtol inquired about the point of delivery, stating that the bids called for delivery at Austin, and this low bidder, Anchor Metal, stated f.o.b. Hurst, Texas. The Acting City Manager stated at this point, delivery would be made by trucks to the sites, The Mayor urged that caution be taken, and that this delivery to oursite be written into the contract.

The Acting City Manager reported that the meeting between the Highway officials, County Commissioners, and City Council and officials had been postponed and asked if the Council could name a date that would be convenient with it to meet. The Council decided on Thursday afternoon, November 5th, 3:00 P.M. as the date to meet regarding plans for Highway 183 in the Montopolis area.

The Acting City Manager submitted a letter from Mr. Ed Bluestein regarding the condition of the surface of the road from the west City limits through Zilker Park and over Barton Springs Road to its intersection with U.S. Highway at South Lamar Blvd. Mr. Blodgett stated the proposal was that if the City widened that section to 24' that the state would take over the maintenance of the entire 1.4 miles section inside the city. The Director of Public Works explained what would be necessary, and stated that he recommended proceeding within the next 30 to 45 days. Councilman White moved that this proposal be accepted. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent: Councilman Perry

The Acting City Manager stated that some playground lights had been put up by MR. MONROE LOPEZ in a playground area around Montopolis, on the Church property near to Deloris Catholic Church, and that the Church people were augmenting the playground program. He said this was within the policy that the electricity on that playground could be furnished by the city, as they would comply in every way with the policy as set up. He said that several church groups were augmenting the program. Councilman Bechtol asked how this came within the stated policy, and stated the provisions were set up, it must be a civic group, with a board of directors and approved by the Recreation Department. Councilman Palmer asked that Mr. Blodgett check into this phase and report back.

The Acting City Manager stated there had been an increased amount of go-cart racing on the auditorium area. Councilman Bechtol said some of the group had talked with him; and at this time, he believed it was dangerous for them to use the area unless they would come in and set up some specifications, safeguards, and carry liability. The Chief of Police called attention to the fact that three children had been killed in this type of racing; and that the International Association of Chiefs of Police had gone on record in opposing police departments' participation in drag strip or go-cart racing. Both Councilmen Bechtol and Palmer asked that the Chief of Police not permit the use of city property for this go-cart racing, and that when they saw people using it, to ask them to discontinue.

The Council approved a Parade, requested through Colonel Vance Murphy, on November 11, 1959.

The Council received notice from the City Manager that the following zoning applications had been referred to the Planning Commission and set for public hearing for December 3, 1959:

RICHARD DAYWOOD	1152E-1154E Webberville Road	From "A" Residence To "LR" Local Retail
MRS. F. A. DEVILBISS By George T. Wall	5902 Woodrow Avenue	From "A" Residence To "LR" Local Retail
K. R. MEYER, JR.	4010 Alice Avenue	From "A" Residence To "B" Residence
L. B. BELDING	1204-1304 Edgecliff St. 1001-1025 Interregional Highway	From "A" Residence To "O" Office
WILLARD C. FINKELSTEIN By M.H. Freeman	2209 Manor Road	From "C" Commercial To "C-1" Commercial
SOUTHERN OAKS DEVELOPMENT CO., By Jim Crozier	606-720 East Oltorf 2302-2318, 2303-2319 East Side Drive	From "A" Residence To "LR" Local Retail
FRANK C. BARRON	4800 and 4900 Block New Manor Road	From "A" Residence To "BB" Residence
S. I. ARNN & JOHN R. DAVIS	4600-02 Santa Ana St. 1127E Springdale Road 1129 E. Webberville Rd.	From "A" Residence To "LR" Local Retail
WALTER L. McBRIDE	2701-2711 East 12th St.	From "A" Residence To "GR" General Retail
THEODORE W. BERENSON By Robert C. Sneed	5500 Cameron Road	From "C" Commercial To "C-2" Commercial
E. B. CALVIN By Robert C. Sneed	2001-2045 Interregional 1601-1611 Mariposa Drive	From "A" Residence To "B" Residence "LR" Local Retail

There being no further business, the Council adjourned at 12:40 P.M., subject to the call of the Mayor.

APPROVED

Tom Miller

Mayor

ATTEST:

Elsie Hassley
City Clerk